

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

Civil Action No.
03 MDL 1570 (RCC)
ECF Case

NOTICE OF MOTION

This document relates to:

Thomas E. Burnett, Sr., et al. v. Al Baraka
Investment and Development Corp., et al.,
03 CV 5738 (RCC) (originally filed in the Southern District of New York)

PLEASE TAKE NOTICE that, upon the annexed Declaration of Kenneth A. Caruso
in Support of Defendant Yousef Jameel's Motion to Dismiss Action Originally Commenced
in S.D.N.Y., dated July 16, 2004, including the exhibit attached thereto, and the
accompanying Memorandum of Law in Support of Motion to Dismiss Action Originally
Commenced in S.D.N.Y., dated July 16, 2004, the undersigned will move this Court, before
the Honorable Richard C. Casey, United States District Judge, at the United States
Courthouse, 500 Pearl Street, New York, New York 10007, at a date and time to be
determined by the Court, for an order dismissing this action, as against Defendant Jameel,
pursuant to Fed. R. Civ. P. 12(b)(2), for lack of personal jurisdiction, or Fed. R. Civ. P.
12(b)(6), for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that, pursuant to a Stipulation and Order filed on June 18, 2004, any papers in opposition to this motion must be served by Plaintiffs on or before October 15, 2004, and that any reply papers in further support of this motion must be served by Mr. Jameel on or before December 17, 2004.

Dated: New York, New York
July 16, 2004

CHADBOURNE & PARKE LLP

By _____ /s/ Kenneth A. Caruso
Kenneth A. Caruso (KC-7769)
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By _____ /s/ Viet D. Dinh
Viet D. Dinh (VD-1388)
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Attorneys for Defendant Yousef Jameel

TO: All Counsel of Record (via ECF)